

House File 88 - Introduced

HOUSE FILE _____
BY WINDSCHITL, SCHULTZ, TYMESON,
LUKAN, S. OLSON, STRUYK, KOESTER,
HELLAND, HUSEMAN, PETTENGILL,
KAUFMANN, SORENSON, PAULSEN,
and DEYOE

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to the issuance of weapons permits by a county
2 sheriff or the commissioner of public safety.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
4 TLSB 1751YH 83
5 rh/nh/14

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1 1 Section 1. Section 724.11, Code 2009, is amended to read
1 2 as follows:
1 3 724.11 ISSUANCE OF PERMIT TO CARRY WEAPONS.
1 4 Applications for permits to carry weapons shall be made to
1 5 the sheriff of the county in which the applicant resides.
1 6 Applications from persons who are nonresidents of the state,
1 7 or whose need to go armed arises out of employment by the
1 8 state, shall be made to the commissioner of public safety. In
1 9 either case, ~~the issuance of the permit shall be by and at the~~
~~1 10 discretion of the sheriff or commissioner, who shall, before~~
~~1 11 issuing issue the permit, determine that if the sheriff or~~
~~1 12 commissioner determines that~~ the requirements of sections
1 13 724.6 to 724.10 have been satisfied. However, the training
1 14 program requirements in section 724.9 may be waived for
1 15 renewal permits. The issuing officer shall collect a fee of
1 16 ten dollars, except from a duly appointed peace officer or
1 17 correctional officer, for each permit issued. Renewal permits
1 18 or duplicate permits shall be issued for a fee of five
1 19 dollars. The issuing officer shall notify the commissioner of
1 20 public safety of the issuance of any permit at least monthly
1 21 and forward to the commissioner an amount equal to two dollars
1 22 for each permit issued and one dollar for each renewal or
1 23 duplicate permit issued. All such fees received by the
1 24 commissioner shall be paid to the treasurer of state and
1 25 deposited in the operating account of the department of public
1 26 safety to offset the cost of administering this chapter. Any
1 27 unspent balance as of June 30 of each year shall revert to the
1 28 general fund as provided by section 8.33.

1 29 EXPLANATION

1 30 This bill relates to the issuance of weapons permits by a
1 31 county sheriff or the commissioner of public safety.
1 32 Current law provides that a county sheriff in the county in
1 33 which an applicant for a weapons permit resides, or the
1 34 commissioner of public safety, if the applicant is a
1 35 nonresident of the state, has discretion in determining
2 1 whether or not to issue a concealed weapons permit to an
2 2 applicant after the sheriff or the commissioner determines the
2 3 applicant meets certain requirements. The bill eliminates
2 4 that discretion and provides that the county sheriff or the
2 5 commissioner of public safety shall issue a permit to carry
2 6 weapons upon determining that the requirements have been
2 7 satisfied.
2 8 LSB 1751YH 83
2 9 rh/nh/14